

1 SCHIFFRIN BARROWAY TOPAZ & KESSLER, LLP  
Alan R. Plutzik, Of Counsel (Bar No. 077785)  
2 2125 Oak Grove Road, Suite 120  
Walnut Creek, California 94598  
3 Telephone: (925) 945-0770  
Facsimile: (925) 945-8792

4 -and-

5 Eric L. Zagar  
Nichole T. Browning  
6 Alison K. Clark  
280 King of Prussia Road  
7 Radnor, Pennsylvania 19087  
Telephone: (610) 667-7706  
8 Facsimile: (610) 667-7056

9 | Counsel for Lead Plaintiffs

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION**

13 In re Agile Software Corporation Derivative ) Case No. C 06-07434 JW  
14 Litigation )  
15 ) STIPULATION AND [PROPOSED] *[Signature]*  
 ) ORDER MOVING HEARING DATE

17 WHEREAS, by Order dated March 15, 2007, this Court consolidated four shareholder  
18 derivative complaints filed on behalf of Agile Software Corporation, Inc. (“Agile” or the  
19 “Company”) all of which allege damages and other injuries sustained by the Company as a result  
20 of defendants’ stock option backdating and related misconduct;

WHEREAS, also by Order dated March 15, 2007, this Court set a hearing on Defendants' anticipated Motion to Dismiss for October 1, 2007;

23 WHEREAS, on June 29, 2007, Lead Plaintiffs Mary Jo Meek and Steven Rosen ("Lead  
24 Plaintiffs") filed their Amended Consolidated Complaint;

25 WHEREAS, on August 22, 2007, Defendants filed their Motions to Dismiss;

WHEREAS, by Stipulation and Order Setting Schedule dated May 21, 2007, Lead Plaintiffs shall have forty-five (45) days to respond to Defendants' Motions to Dismiss and Defendants shall have thirty (30) days to file and serve their Reply brief;

WHEREAS, the agreed-upon schedule is not for the purpose of delay, promotes judicial efficiency, and will not cause prejudice to any party.

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by Plaintiff and Defendants, through their respective counsel of record, that the hearing currently scheduled for October 1, 2007, shall be continued to December 10, 2007 at 9:00 a.m., subject to approval of the Court.

## 7 IT IS SO STIPULATED.

8 | Dated August 29, 2007

SCHIFFRIN BARROWAY TOPAZ &  
KESSLER, LLP

/s/

Alan R. Plutzik, Of Counsel (Bar No. 077785)  
2125 Oak Grove Road, Suite 120  
Walnut Creek, California 94598  
Telephone: (925) 945-0200

-and-

Eric L. Zagar  
Nichole T. Browning  
Alison K. Clark  
280 King of Prussia Road  
Radnor, PA 19087  
Telephone: (610) 667-7706

Dated: August 29, 2007

**LERACH COUGHLIN STOIA GELLER  
RUDMAN & ROBBINS LLP**

/s/

Shawn A. Williams (Bar No. 213113)  
Monique C. Winkler (Bar No. 213031)  
Aelish M. Baig (Bar No. 201279)  
100 Pine Street, Suite 2600  
San Francisco, CA 94111  
Telephone: (415) 288-4545

-and-

Travis E. Downs III (Bar No. 148274)  
Kathleen Herkenhoff (Bar No. 168562)  
Benny C. Goodman III (Bar No. 211302)  
655 West Broadway, Suite 1900  
San Diego, CA 92101  
Telephone: (619) 231-1058

*Counsel for Lead Plaintiffs*

1  
Dated: August 29, 2007

2  
ORRICK, HERRINGTON & SUTCLIFF LLP

3  
/s/  
James N. Kramer  
4 Jonathan B. Gaskin  
Benjamin P. Van Houten  
5 Lucy E. Buford

6 *Attorneys for Defendants Bryan D. Stolle, Carol*  
B. Schrader, Dorothy O. Wise, Thomas P.  
7 Shanahan, Gregory G. Schott, William R. Jamaca,  
8 Jeff G. Johnson, Carolyn V. Aver, Christopher  
9 Wong, Jay B. Fulcher, Nancy J. Schoendorf, Paul  
Wahl, and Klaus-Dieter Laidig and Nominal and  
10 Third-Party Defendant Agile Software Corporation

11 \* \* \*

12 **Attestation Pursuant To General Order 45**

13 I, Alan R. Plutzik, attest that concurrence in the filing of this document has been obtained  
14 from the other signatories. I declare under penalty of perjury under the laws of the United States  
15 that the foregoing is true and correct. Executed this 29th day of August, 2007 at Walnut Creek,  
16 California.

17 \_\_\_\_\_  
18 \* \* \*  
19 **ORDER**

20 PURSUANT TO STIPULATION, IT IS SO ORDERED.

21 DATED: August 30, 2007

22 JAMES WAKE  
23 United States District Judge